

UNITED STATES DISTRICT COURT

District of _____

STANLEY DONALD,
Plaintiff

APPLICATION TO PROCEED
WITHOUT PREPAYMENT OF
FEES AND AFFIDAVIT

v.

JEFFREY HALL,
Defendant.

CASE NUMBER: **C.A. No. 05-11417-WGY**

I, **STANLEY L. DONALD** declare that I am the (check appropriate box)
☒ petitioner plaintiff movant ☐ other

in the above-entitled proceeding; that in support of my request to proceed without prepayment of fees or costs under 28 USC §1915 I declare that I am unable to pay the costs of these proceedings and that I am entitled to the relief sought in the complaint/petition/motion.

In support of this application, I answer the following questions under penalty of perjury:

1. Are you currently incarcerated? ☒ Yes ☐ No (If "No," go to Part 2)

If "Yes," state the place of your incarceration **SOUZA-BARANOWSKI CORRECTIONAL CENTER**

Are you employed at the institution? **NO** Do you receive any payment from the **NO**

Attach a ledger sheet from the institution(s) of your incarceration showing at least the past six months' transactions.

2. Are you currently employed? ☐ Yes ☒ No

a. If the answer is "Yes," state the amount of your take-home salary or wages and pay period and give the name and address of your employer.

b. If the answer is "No," state the date of your last employment, the amount of your take-home salary or wages and pay period and the name and address of your last employer. **(1997) \$11.00 - AN HOUR; Educators Publishing Company, INC. 31 SMITH PLACE, CAMBRIDGE, MASS 02138**

3. In the past 12 twelve months have you received any money from any of the following sources?

- | | | |
|---|---|-----------------------------|
| a. Business, profession or other self-employment | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| b. Rent payments, interest or dividends | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| c. Pensions, annuities or life insurance payments | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| d. Disability or workers compensation payments | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| e. Gifts or inheritances | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| f. Any other sources | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |

If the answer to any of the above is "Yes," describe, on the following page, each source of money and state the amount received and what you expect you will continue to receive.

My Mother sends me ten dollars once a month for soap, razors, toothpaste, etc. The Homeless Project No longer sends me money (\$30) once a month for my poems published in the homeless newspaper - see (Attached letter)

4. Do you have any cash or checking or savings accounts? ☐ Yes ☒ No

If "Yes," state the total amount. - NONE -

5. Do you own any real estate, stocks, bonds, securities, other financial instruments, automobiles or any other thing of value? ☐ Yes ☒ No

If "Yes," describe the property and state its value.

- NONE -

6. List the persons who are dependent on you for support, state your relationship to each person and indicate how much you contribute to their support.

- NONE -

I declare under penalty of perjury that the above information is true and correct.

July 28/2005
Date

Stanley L. Powell
Signature of Applicant

NOTICE TO PRISONER: A Prisoner seeking to proceed IFP shall submit an affidavit stating all assets. In addition, a prisoner must attach a statement certified by the appropriate institutional officer showing all receipts, expenditures, and balances during the last six months in your institutional accounts. If you have multiple accounts, perhaps because you have been in multiple institutions, attach one certified statement of each account.

COMMONWEALTH OF MASSACHUSETTS

DEPARTMENT OF CORRECTION

Inmate Transaction Report

Date : 20050801 13:26

Page : 1

Commit# : W66438 SOUZA-BARANOWSKI CORRECTIONAL

Name : DONALD, STANLEY, , Statement From 20050101

Inst : SOUZA-BARANOWSKI CORRECTIONAL To 20050801

Block : K2

Cell/Bed : 37/A

Transaction Date	Type	Receipt #	Check No	Inst Name	Notes	Personal		Savings	
						Income	Expense	Income	Expense
Total Transaction before this Period :						\$2,262.60	\$1,983.52	\$0.00	\$0.00
20050113 17:06	IS - Interest	3979817		SBCC		\$0.78	\$0.00	\$0.00	\$0.00
20050114 22:30	CN - Canteen	3999292		SBCC	-Canteen Date : 20050114	\$0.00	\$7.89	\$0.00	\$0.00
20050119 08:08	IC - Transfer from Inmate to Club A/c	4008811		SBCC	-postage-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$1.06	\$0.00	\$0.00
20050119 08:10	IC - Transfer from Inmate to Club A/c	4008820		SBCC	-postage-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$4.88	\$0.00	\$0.00
20050119 08:10	IC - Transfer from Inmate to Club A/c	4008821		SBCC	-postage-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$1.52	\$0.00	\$0.00
20050121 22:30	CN - Canteen	4028449		SBCC	-Canteen Date : 20050121	\$0.00	\$8.51	\$0.00	\$0.00
20050128 22:30	CN - Canteen	4056556		SBCC	-Canteen Date : 20050128	\$0.00	\$32.05	\$0.00	\$0.00
20050204 22:30	CN - Canteen	4091414		SBCC	-Canteen Date : 20050204	\$0.00	\$8.09	\$0.00	\$0.00
20050209 16:46	IS - Interest	4108967		SBCC		\$0.72	\$0.00	\$0.00	\$0.00
20050211 22:30	CN - Canteen	4141454		SBCC	-Canteen Date : 20050211	\$0.00	\$7.43	\$0.00	\$0.00
20050301 08:20	IC - Transfer from Inmate to Club A/c	4206756		SBCC	-postage-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$4.88	\$0.00	\$0.00
20050304 22:30	CN - Canteen	4235137		SBCC	-Canteen Date : 20050304	\$0.00	\$29.30	\$0.00	\$0.00
20050311 09:20	ML - Mail	4267007		SBCC	-BISSIE DONALD	\$50.00	\$0.00	\$0.00	\$0.00
20050311 09:20	MA - Maintenance and Administration	4267008		SBCC	-Monthly Maintenance and Administration Fee	\$0.00	\$1.00	\$0.00	\$0.00
20050315 16:52	IS - Interest	4280112		SBCC		\$0.58	\$0.00	\$0.00	\$0.00
20050318 22:30	CN - Canteen	4316239		SBCC	-Canteen Date : 20050318	\$0.00	\$21.80	\$0.00	\$0.00
20050408 09:23	ML - Mail	4416683		SBCC	-MRS DONALD	\$20.00	\$0.00	\$0.00	\$0.00
20050408 09:23	MA - Maintenance and Administration	4416685		SBCC	-Monthly Maintenance and Administration Fee	\$0.00	\$1.00	\$0.00	\$0.00
20050408 16:47	IS - Interest	4420112		SBCC		\$0.66	\$0.00	\$0.00	\$0.00
20050408 22:30	CN - Canteen	4434383		SBCC	-Canteen Date : 20050408	\$0.00	\$26.56	\$0.00	\$0.00
20050411 08:22	IC - Transfer from Inmate to Club A/c	4434977		SBCC	-postage-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$2.67	\$0.00	\$0.00
20050411 08:40	IC - Transfer from inmate to Club A/c	4435162		SBCC	-postage-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$2.67	\$0.00	\$0.00
20050415 22:30	CN - Canteen	4468839		SBCC	-Canteen Date : 20050415	\$0.00	\$8.04	\$0.00	\$0.00
20050422 22:30	CN - Canteen	4498594		SBCC	-Canteen Date : 20050422	\$0.00	\$16.07	\$0.00	\$0.00
20050426 08:15	IC - Transfer from Inmate to Club A/c	4504157		SBCC	-postage-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.83	\$0.00	\$0.00
20050429 22:30	CN - Canteen	4529416		SBCC	-Canteen Date : 20050429	\$0.00	\$8.41	\$0.00	\$0.00
20050502 11:26	ML - Mail	4534171		SBCC	-HOMELESS PROJECT	\$30.00	\$0.00	\$0.00	\$0.00
20050502 11:26	MA - Maintenance and Administration	4534173		SBCC	-Monthly Maintenance and Administration Fee	\$0.00	\$1.00	\$0.00	\$0.00
20050511 08:25	IC - Transfer from Inmate to Club A/c	4582027		SBCC	-postage-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.83	\$0.00	\$0.00
20050511 08:25	IC - Transfer from Inmate to Club A/c	4582028		SBCC	-postage-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$1.06	\$0.00	\$0.00

COMMONWEALTH OF MASSACHUSETTS

DEPARTMENT OF CORRECTION

Inmate Transaction Report

Date : 20050801 13:26

Page : 2

Commit# : W66438

SOUZA-BARANOWSKI CORRECTIONAL

Name : DONALD, STANLEY, .

Statement From 20050101

Inst : SOUZA-BARANOWSKI CORRECTIONAL

To 20050801

Block : K2

Cell/Bed : 37 /A

Transaction Date	Type	Receipt #	Check No	Inst Name	Notes	Personal		Savings	
						Income	Expense	Income	Expense
20050511 08:25	IC - Transfer from Inmate to Club A/c	4582030		SBCC	~postage-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.83	\$0.00	\$0.00
20050511 08:26	IC - Transfer from Inmate to Club A/c	4582031		SBCC	~postage-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.83	\$0.00	\$0.00
20050511 16:47	IS - Interest	4586568		SBCC		\$0.63	\$0.00	\$0.00	\$0.00
20050513 22:30	CN - Canteen	4619321		SBCC	~Canteen Date : 20050513	\$0.00	\$9.53	\$0.00	\$0.00
20050518 09:16	ML - Mail	4632204		SBCC	~ROSE WILLIAMS	\$10.00	\$0.00	\$0.00	\$0.00
20050520 22:30	CN - Canteen	4651676		SBCC	~Canteen Date : 20050520	\$0.00	\$24.83	\$0.00	\$0.00
20050526 22:30	CN - Canteen	4679006		SBCC	~Canteen Date : 20050526	\$0.00	\$15.81	\$0.00	\$0.00
20050609 16:49	IS - Interest	4748469		SBCC		\$0.64	\$0.00	\$0.00	\$0.00
20050610 22:30	CN - Canteen	4769053		SBCC	~Canteen Date : 20050610	\$0.00	\$11.54	\$0.00	\$0.00
20050613 09:20	IC - Transfer from Inmate to Club A/c	4770467		SBCC	~postage-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$1.52	\$0.00	\$0.00
20050617 22:30	CN - Canteen	4802530		SBCC	~Canteen Date : 20050617	\$0.00	\$20.35	\$0.00	\$0.00
20050623 12:17	CI - Transfer from Club to Inmate A/c	4828066		SBCC	~canteen refund 5/13-W66438 DONALD, STANLEY PERSONAL-KCN WASH ACCOUNT - Z5	\$1.00	\$0.00	\$0.00	\$0.00
20050624 09:23	ML - Mail	4832794		SBCC	~BESSIE DONALD	\$10.00	\$0.00	\$0.00	\$0.00
20050624 09:23	MA - Maintenance and Administration	4832796		SBCC	~Monthly Maintenance and Administration Fee	\$0.00	\$1.00	\$0.00	\$0.00
20050624 22:30	CN - Canteen	4834899		SBCC	~Canteen Date : 20050624	\$0.00	\$1.21	\$0.00	\$0.00
20050628 09:01	ML - Mail	4841656		SBCC	~T DONALD	\$30.00	\$0.00	\$0.00	\$0.00
20050629 08:14	IC - Transfer from Inmate to Club A/c	4846001		SBCC	~postage-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$1.29	\$0.00	\$0.00
20050630 22:30	CN - Canteen	4863284		SBCC	~Canteen Date : 20050630	\$0.00	\$34.60	\$0.00	\$0.00
20050706 15:24	IC - Transfer from Inmate to Club A/c	4885029		SBCC	~photos-PHOTO - Z13-PHOTO - Z13	\$0.00	\$6.00	\$0.00	\$0.00
20050713 16:51	IS - Interest	4923845		SBCC		\$0.48	\$0.00	\$0.00	\$0.00
20050715 22:30	CN - Canteen	4955878		SBCC	~Canteen Date : 20050715	\$0.00	\$15.09	\$0.00	\$0.00
20050719 09:15	ML - Mail	4962816		SBCC	~BESSIE DONALD	\$15.00	\$0.00	\$0.00	\$0.00
20050719 09:15	MA - Maintenance and Administration	4962818		SBCC	~Monthly Maintenance and Administration Fee	\$0.00	\$1.00	\$0.00	\$0.00
20050729 22:30	CN - Canteen	5018408		SBCC	~Canteen Date : 20050729	\$0.00	\$24.72	\$0.00	\$0.00
						\$170.49	\$367.70	\$0.00	\$0.00

Balance as of ending date :

Personal	Savings
\$81.87	\$0.00

COMMONWEALTH OF MASSACHUSETTS

DEPARTMENT OF CORRECTION

Inmate Transaction Report

Date : 20050801 13:26

Commit# : W66438 SOUZA-BARANOWSKI CORRECTIONAL

Name : DONALD, STANLEY, Statement From 20050101

Inst : SOUZA-BARANOWSKI CORRECTIONAL To 20050801

Block : K2

Cell/Bed : 37 /A

Page : 3

Current Balances :

Personal	Savings	Freeze	Loan	Restitution	Sentence
\$81.87	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00



ROPES & GRAY LLP
ONE INTERNATIONAL PLACE BOSTON, MA 02110-2624 617-951-7000 F 617-951-7050
BOSTON NEW YORK SAN FRANCISCO WASHINGTON, DC

April 28, 2005

Stephanie A. Dorn
(617) 951-7892

VIA CERTIFIED MAIL

Mr. Stanley L. Donald
S.B.C.C. #W66438
P.O. Box 8000
Shirley, MA 01464

Dear Mr. Donald:

Our client, the Homeless Empowerment Project, also known as Spare Change News ("SCN"), has asked me to contact you on their behalf, in response to a letter you sent to SCN, dated February 2, 2005, demanding payment for a poem you submitted to SCN for publication.

According to your letter, the poem in question was published in the December 23, 2004 issue of SCN (the "December Poem"). You have demanded that SCN pay you the "usual amount of writers [sic] funds" for the December Poem.

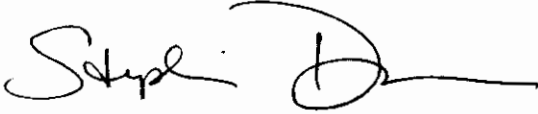
As you may or may not be aware, SCN has a standing policy, in place from the organization's inception, not to pay writers for published poetry (the "Poetry Policy"). It has come to our attention that several erroneous payments were made to you over the course of the past two years in contravention of this Poetry Policy. Due to this error, and due to any misunderstanding that may have ensued from such payments, we have advised SCN to pay you for the December Poem, and a check in the amount of \$30 is enclosed herewith.

However, this letter serves as full and complete notice to you of the Poetry Policy (as defined above), and informs you that from this date forward, any poetry submissions sent by you to SCN that are subsequently published shall not include any payment to you of any kind. To be clear, you will only receive payment from SCN for the publication of any submitted essays, articles or other prose, which payments will be made according to SCN's standard payment schedule, which is subject to change at any time, and you will not receive any payment for the publication of any submitted poetry.

Please feel free to contact me with any questions you may have on this matter.

ROPES & GRAY LLP

Best regards,

A handwritten signature in black ink, appearing to read 'Steph Dorn', with a long horizontal flourish extending to the right.

Stephanie A. Dorn

Enclosure

cc: Jerald Korn
Lee Mandell
Paula Mathieu
Sam Scott